

ORIGINAL

IN THE UNITED STATES DISTRICT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

UNITED STATES OF AMERICA

v.

JOSHUA KENDRELL JOHNSON (1)
DAVID DARCUS BAILEY (2)

NO.

U.S. DISTRICT COURT NORTHERN DISTRICT OF TEXAS COURT	FILED
NOV 15 2022	
CLERK, U.S. DISTRICT COURT By _____ Deputy 	

3 - 22CR0441 - K

INDICTMENT

The Grand Jury charges:

Count One

Possession with Intent to Distribute a Controlled Substance
(Violation of 21 U.S.C § 841(a)(1) and (b)(1)(C))

On or about October 6, 2022, in the Dallas Division of the Northern District of Texas, the defendants, **Joshua Kendrell Johnson** and **David Darcus Bailey**, did knowingly and intentionally possess with the intent to distribute a mixture or substance containing a detectable amount of cocaine, a Schedule II controlled substance.

In violation of 21 U.S.C. § 841(a)(1) and (b)(1)(C).

Count Two

Conspiracy to Possess with Intent to Distribute a Controlled Substance
(Violation of 21 U.S.C. § 846)

Beginning in or about September 2022, the exact date being unknown to the Grand Jury, and continuing until October 6, 2022, in the Dallas Division of the Northern District of Texas, **Joshua Kendrell Johnson and David Darcus Bailey**, did knowingly, intentionally, and unlawfully combine, conspire, confederate, and agree together and with each other, to possess with intent to distribute a mixture or substance containing a detectible amount of cocaine, a Schedule II controlled substance, in violation of 21 U.S.C. § 841(a)(1) and (b)(1)(C).

All in violation of 21 U.S.C. § 846, the penalty for which can be found at 21 U.S.C. § 841(b)(1)(C).

Count Three

Possession of a Firearm in Furtherance of a Drug Trafficking Crime
(Violation of 18 U.S.C. § 924(c)(1)(A)(i))

On or about October 6, 2022, in the Dallas Division of the Northern District of Texas, the defendants, **Joshua Kendrell Johnson** and **David Darcus Bailey**, did knowingly possess a firearm, to wit: a Smith and Wesson, model SD9-VE, 9mm caliber pistol, bearing serial number FZNF4148, and a Pioneer Arms Corporation, model Hellpup, 7.62 x 39mm caliber pistol, bearing serial number PAC1142098-20, in furtherance of a drug trafficking crime, namely, possession with intent to distribute a controlled substance, in violation of 21 U.S.C. § 841(a)(1) and (b)(1)(C), as alleged in Count One of this indictment, an offense for which the defendant may be prosecuted in a court of the United States.

In violation of 18 U.S.C. § 924(c)(1)(A)(i).

Forfeiture Notice

(21 U.S.C. § 853(a) and 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c))

Upon conviction of any offense alleged in Counts One and Two of this indictment and pursuant to 21 U.S.C. § 853(a), the defendants, **Joshua Kendrell Johnson** and **David Darcus Bailey**, shall forfeit to the United States of America any property constituting or derived from proceeds obtained, directly or indirectly, as a result of the offense and any property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of, the respective offense. This property includes, but is not limited to, the following:

1. \$10,279 in United States currency seized on October 6, 2022.

Upon conviction of the offense charged in Count Three of the indictment and pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c), the defendants, **Joshua Kendrell Johnson** and **David Darcus Bailey**, shall forfeit to the United States of America any firearm and ammunition involved or used in the offense. This property includes, but is not limited to, the following:

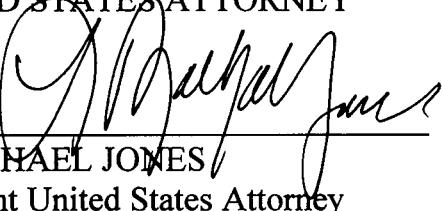
1. a Smith and Wesson, model SD9-VE, 9mm caliber pistol, bearing serial number FZNF4148, and any ammunition recovered with the firearm;
2. a Pioneer Arms Corporation, model Hellup, caliber 7.62 x 39 mm, AK 47 pistol, bearing serial number PAC1142098-20; and any ammunition recovered with the firearm; and
3. A Smith and Wesson, model M&P Bodyguard 380, .380 caliber pistol, bearing serial number KFA8277, and any ammunition recovered with the firearm.

A TRUE BILL:



CHARLES E. MEACHAM
FOREPERSON

CHAD E. MEACHAM
UNITED STATES ATTORNEY



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v.

JOSHUA KENDRELL JOHNSON (1)
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INDICTMENT

21 U.S.C § 841(a)(1) and (b)(1)(C)
Possession with Intent to Distribute a Controlled Substance
(Count 1)

21 U.S.C. § 846
Conspiracy to Possess with Intent to Distribute a Controlled Substance
(Count 2)

18 U.S.C. § 924(c)(1)(A)(i)
Possession of a Firearm in Furtherance of a Drug Trafficking Crime
(Count 3)

21 U.S.C. § 853(a) and 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c)
Forfeiture Notice

3 Counts

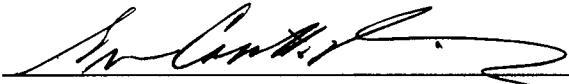
A true bill rendered

DALLAS

Charles Stevan FOREPERSON

Filed in open court this 15 day of November, 2022.

Defendant in Federal Custody since 10/26/2022

Mark L. Cuthbertson
UNITED STATES MAGISTRATE JUDGE

Magistrate Court Number: 3:22-MJ-971